

FIRST REGULAR SESSION  
HOUSE COMMITTEE SUBSTITUTE FOR  
**SENATE BILL NO. 125**  
**91ST GENERAL ASSEMBLY**

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Reported from the Committee on Local Government and Related Matters, April 26, 2001, with recommendation that the House Committee Substitute for Senate Bill No. 125 Do Pass.

TED WEDEL, Chief Clerk

0635L.02C

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**AN ACT**

To repeal sections 67.398, 67.1545, 82.300, 135.230, 214.030, 227.010, 227.230, 247.224, 347.189, section 135.200 as enacted by conference committee substitute for senate substitute for senate committee substitute for house substitute for house committee substitute for house bill no. 701, ninetieth general assembly, first regular session, section 135.200 as enacted by conference committee substitute for house committee substitute for senate bill no. 1, eighty-ninth general assembly, second extraordinary session and section 135.200 as enacted by senate substitute for senate committee substitute for house substitute for house committee substitute for house bill no. 1656, eighty-ninth general assembly, second regular session, relating to political subdivisions, and to enact in lieu thereof fourteen new sections relating to the same subject.

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*Be it enacted by the General Assembly of the state of Missouri, as follows:*

Section A. Sections 67.398, 67.1545, 82.300, 135.230, 214.030, 227.010, 227.230,  
2 247.224, 347.189, section 135.200 as enacted by conference committee substitute for senate  
3 substitute for senate committee substitute for house substitute for house committee substitute for  
4 house bill no. 701, ninetieth general assembly, first regular session, section 135.200 as enacted  
5 by conference committee substitute for house committee substitute for senate bill no. 1, eighty-  
6 ninth general assembly, second extraordinary session and section 135.200 as enacted by senate  
7 substitute for senate committee substitute for house substitute for house committee substitute for  
8 house bill no. 1656, eighty-ninth general assembly, second regular session, are repealed and  
9 fourteen new sections enacted in lieu thereof, to be known as sections 67.398, 67.1442, 67.1545,

**EXPLANATION — Matter enclosed in bold faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.**

10 81.265, 82.300, 135.200, 135.230, 135.406, 214.030, 214.035, 227.010, 227.230, 247.165 and  
11 347.189, to read as follows:

67.398. 1. The governing body of any city, town or village, or any county having a  
2 charter form of government, **or any county of the first classification with a population of at**  
3 **least one hundred seventy thousand but not more than one hundred eighty thousand**  
4 **inhabitants**, or any county of the first classification that contains part of a city with a population  
5 of at least three hundred thousand inhabitants, may enact ordinances to provide for the abatement  
6 of a condition of any lot or land that has the presence of debris of any kind including, but not  
7 limited to, weed cuttings, cut and fallen trees and shrubs, overgrown vegetation and noxious  
8 weeds which are seven inches or more in height, rubbish and trash, lumber not piled or stacked  
9 twelve inches off the ground, rocks or bricks, tin, steel, parts of derelict cars or trucks, broken  
10 furniture, any flammable material which may endanger public safety or any material which is  
11 unhealthy or unsafe and declared to be a public nuisance.

12 2. Any ordinance authorized by this section may provide that if the owner fails to begin  
13 removing the nuisance within a specific time which shall not be longer than seven days of  
14 receiving notice that the nuisance has been ordered removed, or upon failure to pursue the  
15 removal of such nuisance without unnecessary delay, the building commissioner or designated  
16 officer shall cause the condition which constitutes the nuisance to be removed. If the building  
17 commissioner or designated officer causes such condition to be removed or abated, the cost of  
18 such removal shall be certified to the [city] **county** clerk or officer in charge of finance who shall  
19 cause the certified cost to be included in a special tax bill or added to the annual real estate tax  
20 bill, at the collecting official's option, for the property and the certified cost shall be collected by  
21 the city collector or other official collecting taxes in the same manner and procedure for  
22 collecting real estate taxes. If the certified cost is not paid, the tax bill shall be considered  
23 delinquent, and the collection of the delinquent bill shall be governed by the laws governing  
24 delinquent and back taxes. The tax bill from the date of its issuance shall be deemed a personal  
25 debt against the owner and shall also be a lien on the property until paid.

**67.1442. Upon the written request of any real property owner within a city having**  
2 **a population of at least one hundred forty-nine thousand, located in a noncharter county**  
3 **of the first classification with a population of at least two hundred seven thousand, the**  
4 **governing body of the municipality may hold a public hearing for the removal of real**  
5 **property from such district or moved from one zone designation of the district to another**  
6 **zone designation of the district and such real property may be removed from such district**  
7 **or moved from one zone designation of a district to another zone designation of the same**  
8 **district, provided that:**

9 (1) The board consents to the removal of such property;

10           **(2) The district can meet its obligations without the revenues generated by or on the**  
11 **real property proposed to be removed from the district or moved from one zone**  
12 **designation of the district to another zone designation of the same district; and**

13           **(3) The public hearing is conducted in the same manner as required by section**  
14 **67.1431 with notice of the hearing given in the same manner as required by section 67.1431**  
15 **and such notice shall include:**

16           **(a) The date, time and place of the public hearing;**

17           **(b) The name of the district;**

18           **(c) The boundaries by street location, or other readily identifiable means if no street**  
19 **location exists of the real property proposed to be removed from the district or moved from**  
20 **one zone of designation of the district to another zone of designation of the same district,**  
21 **and a map illustrating the boundaries of the existing district and the real property**  
22 **proposed to be removed; and**

23           **(d) A statement that all interested persons shall be given an opportunity to be heard**  
24 **at the public hearing.**

          67.1545. 1. Any district in a city with a population of at least four hundred thousand  
2 located in more than one county may impose by resolution a district sales and use tax on all retail  
3 sales made in such district which are subject to taxation pursuant to sections 144.010 to 144.525,  
4 RSMo, except sales of motor vehicles, trailers, boats or outboard motors and sales to public  
5 utilities. Any sales and use tax imposed pursuant to this section may be imposed at a rate of  
6 one-eighth of one percent, one-fourth of one percent, three-eighths of one percent, one-half of  
7 one percent or one percent. Such district sales and use tax may be imposed for any district  
8 purpose designated by the district in its ballot of submission to its qualified voters; except that,  
9 no resolution adopted pursuant to this section shall become effective unless the board of directors  
10 of the district submits to the qualified voters of the district, by mail-in ballot, a proposal to  
11 authorize a sales and use tax pursuant to this section. If a majority of the votes cast by the  
12 qualified voters on the proposed sales tax are in favor of the sales tax, then the resolution is  
13 adopted. If a majority of the votes cast by the qualified voters are opposed to the sales tax, then  
14 the resolution is void.

15           **2. If any persons eligible to be registered voters reside within the district, the**  
16 **election authority shall:**

17           **(1) Specify a date upon which the election shall occur which date shall be a**  
18 **Tuesday, and shall be not earlier than the tenth Tuesday, and not later than the fifteenth**  
19 **Tuesday, after the date of the board's passage of the resolution and shall not be on the**  
20 **same day as an election conducted pursuant to the provisions of chapter 115, RSMo;**

21           **(2) Publish notice of the election in a newspaper of general circulation within the**

22 municipality two times. The first publication date shall be more than sixty days prior to  
23 the date of the election and the second publication date shall be not more than thirty days  
24 and not less than ten days prior to the date of the election. The published notice shall  
25 include, but not be limited to, the following information:

26 (a) The name and general boundaries of the district;

27 (b) The type of tax proposed, its rate, purpose and duration;

28 (c) The date the ballots for the election shall be mailed to qualified voters;

29 (d) The date of the election;

30 (e) Qualified voters will consist of:

31 a. Such persons who reside within the district and who are registered voters  
32 pursuant to the records of the election authority as of the thirtieth day prior to the date of  
33 the election; or

34 b. If no such registered voters reside in the district, the owners of real property  
35 located within the district pursuant to the tax records of the county clerk, or the collector  
36 of revenue if the district is located in a city not within a county, for real property as of the  
37 thirtieth day prior to the date of the election;

38 (f) A statement that persons residing in the district shall register to vote with the  
39 election authority on or before the thirtieth day prior to the date of the election in order  
40 to be a qualified voter for purposes of the election;

41 (g) A statement that the ballot must be returned to the election authority's office  
42 in person, or by depositing the ballot in the United States mail addressed to the election  
43 authority's office and postmarked, not later than the date of the election; and

44 (h) A statement that any qualified voter that did not receive a ballot in the mail or  
45 lost the ballot received in the mail may pick up a mail-in ballot at the election authority's  
46 office, specifying the dates and time such ballot will be available and the location of the  
47 election authority's office;

48 (3) The election authority shall mail to each qualified voter not more than fifteen  
49 days and not less than ten days prior to the date of the election together with a notice  
50 containing substantially the same information as the published notice and a return  
51 addressed envelope directed to the election authority's office with a sworn affidavit on the  
52 reverse side of such envelope for the qualified voter's signature. For purposes of mailing  
53 ballots to real property owners only one ballot shall be mailed per capita at the address  
54 shown on the records of the county clerk, or the collector of revenue if the district is located  
55 in a city not within a county. Such affidavit shall be in substantially the following form:

56

57 **FOR REGISTERED VOTERS:**

58           **I hereby declare under penalties of perjury that I reside in the ..... (insert**  
59 **name) Community Improvement District and I am a registered voter and qualified to vote**  
60 **in this election.**

61

62 .....

63 **Qualified Voter's Signature**

64

65 .....

66 **Printed Name of Qualified Voter**

67

68 **FOR REAL PROPERTY OWNERS:**

69

70           **I hereby declare under penalty of perjury that I am the owner of real property in**  
71 **the ..... (insert name) Community Improvement District and qualified to vote in this**  
72 **election, or authorized to affix my signature on behalf of the owner (named below) of real**  
73 **property in the ..... (insert name) Community Improvement District which is**  
74 **qualified to vote in this election.**

75

76 .....

77 **Signature**

78

79 .....

80 **Print Name of Real Property Owner**

81 **If Signer is Different from Owner:**

82 **Name of Signer: ..... State Basis of Legal Authority to Sign:**

83 .....

84

85 **All persons or entities having a fee ownership in the property shall sign the ballot.**  
86 **Additional signature pages may be affixed to this ballot to accommodate all required**  
87 **signatures.**

88           **4. Each qualified voter shall have one vote. Each voted ballot shall be signed with**  
89 **the authorized signature.**

90           **5. Mail-in ballots shall be returned to the election authority's office in person, or**  
91 **by depositing the ballot in the United States mail addressed to the election authority's office**  
92 **and postmarked, no later than the date of the election. The election authority shall**  
93 **transmit all voted ballots to a team of judges of not less than four, with an equal number**

94 **from each of the two major political parties. The judges shall be selected by the municipal**  
95 **clerk from lists compiled by the election authority. Upon receipt of the voted ballots, the**  
96 **judges shall verify the authenticity of the ballots, canvass the votes, and certify the results.**  
97 **Certification by the election judges shall be final and shall be immediately transmitted to**  
98 **the election authority. Any qualified voter who voted in such election may contest the**  
99 **result in the same manner as provided in chapter 115, RSMo.**

100 **6. The results of the election shall be entered upon the records of the election**  
101 **authority and a certified copy of the election results shall be filed with the municipal clerk,**  
102 **who shall cause the same to be entered upon the records of the municipal clerk.**

103 **7. The district shall reimburse the election authority for the costs it incurs to**  
104 **conduct an election under this section.**

105 [2.] 3. The ballot shall be substantially in the following form:

106 Shall the ..... (insert name of district) Community Improvement District impose a  
107 community improvement districtwide sales and use tax at the maximum rate of ..... (insert  
108 amount) for a period of ..... (insert number) years from the date on which such tax is first  
109 imposed for the purpose of providing revenue for ..... (insert general description of the  
110 purpose)?

111 ☐ YES

☐ NO

112  
113 If you are in favor of the question, place an "X" in the box opposite "Yes". If you are opposed  
114 to the question, place an "X" in the box opposite "No".

115 [3.] 4. Within ten days after the qualified voters have approved the imposition of the  
116 sales and use tax, the district shall, in accordance with section 32.097, RSMo, notify the director  
117 of the department of revenue. The sales and use tax authorized by this section shall become  
118 effective on the first day of the second calendar quarter after the director of the department of  
119 revenue receives notice of the adoption of such tax.

120 [4.] 5. The director of the department of revenue shall collect any tax adopted pursuant  
121 to this section pursuant to section 32.087, RSMo.

122 [5.] 6. In each district in which a sales and use tax is imposed pursuant to this section,  
123 every retailer shall add such additional tax imposed by the district to such retailer's sale price,  
124 and when so added such tax shall constitute a part of the purchase price, shall be a debt of the  
125 purchaser to the retailer until paid and shall be recoverable at law in the same manner as the  
126 purchase price.

127 [6.] 7. In order to allow retailers to collect and report the sales and use tax authorized by  
128 this section as well as all other sales and use taxes required by law in the simplest and most  
129 efficient manner possible, a district may establish appropriate brackets to be used in the district

130 imposing a tax pursuant to this section in lieu of the brackets provided in section 144.285,  
131 RSMo.

132 [7.] 8. The penalties provided in sections 144.010 to 144.525, RSMo, shall apply to  
133 violations of this section.

134 [8.] 9. All revenue received by the district from a sales and use tax imposed pursuant to  
135 this section which is designated for a specific purpose shall be deposited into a special trust fund  
136 and expended solely for such purpose. Upon the expiration of any sales and use tax adopted  
137 pursuant to this section, all funds remaining in the special trust fund shall continue to be used  
138 solely for the specific purpose designated in the resolution adopted by the qualified voters. Any  
139 funds in such special trust fund which are not needed for current expenditures may be invested  
140 by the board of directors pursuant to applicable laws relating to the investment of other district  
141 funds.

142 [9.] 10. A district may repeal by resolution any sales and use tax imposed pursuant to this  
143 section before the expiration date of such sales and use tax unless the repeal of such sales and  
144 use tax will impair the district's ability to repay any liabilities the district has incurred, moneys  
145 the district has borrowed or obligation the district has issued to finance any improvements or  
146 services rendered for the district.

2 **81.265. No city having more than forty thousand inhabitants but less than forty**  
3 **nine thousand inhabitants and having a special charter and located in a county of the first**  
4 **classification with a charter form of government with a population of more than six**  
5 **hundred thousand but less than seven hundred thousand shall compensate the mayor of**  
6 **such town at a rate less than any general assembly member's compensation.**

2 82.300. 1. Any city with a population of [three] **four** hundred [fifty] thousand or more  
3 inhabitants which is located in more than one county may enact all needful ordinances for  
4 preserving order, securing persons or property from violence, danger and destruction, protecting  
5 public and private property and for promoting the general interests and ensuring the good  
6 government of the city, and for the protection, regulation and orderly government of parks,  
7 public grounds and other public property of the city, both within and beyond the corporate limits  
8 of such city; and to prescribe and impose, enforce and collect fines, forfeitures and penalties for  
9 the breach of any provisions of such ordinances and to punish the violation of such ordinances  
10 by fine or imprisonment, or by both fine and imprisonment; but no fine shall exceed five hundred  
11 dollars nor imprisonment exceed twelve months for any such offense, except as provided in  
12 subsection 2 of this section.

13 2. Any city with a population of [three] **four** hundred [fifty] thousand or more  
14 inhabitants which is located in more than one county which operates a publicly owned treatment  
works in accordance with an approved pretreatment program pursuant to the federal Clean Water

15 Act, 33 U.S.C. 1251, et seq. and chapter 644, RSMo, may enact all necessary ordinances which  
16 require compliance by an industrial user with any pretreatment standard or requirement. Such  
17 ordinances may authorize injunctive relief or the imposition of a fine of at least one thousand  
18 dollars but not more than five thousand dollars per violation for noncompliance with such  
19 pretreatment standards or requirements. For any continuing violation, each day of the violation  
20 shall be considered a separate offense.

21 3. Any city with a population of more than four hundred thousand inhabitants may enact  
22 all needful ordinances to protect public and private property from illegal and unauthorized  
23 dumping and littering, and to punish the violation of such ordinances by a fine not to exceed one  
24 thousand dollars or by imprisonment not to exceed twelve months for each offense, or by both  
25 such fine and imprisonment.

26 **4. Any city with a population of more than four hundred thousand inhabitants may**  
27 **enact all needful ordinances to protect public and private property from nuisance and**  
28 **property maintenance code violations, and to punish the violation of such ordinances by**  
29 **a fine not to exceed one thousand dollars or by imprisonment not to exceed twelve months**  
30 **for each offense, or by both such fine and imprisonment.**

[135.200. The following terms, whenever used in sections 135.200 to  
2 135.256, mean: (1) "Department", the department of economic development;  
3 (2) "Director", the director of the department of economic development;  
4 (3) "Facility", any building used as a revenue-producing enterprise located  
5 within an enterprise zone, including the land on which the facility is located and all  
6 machinery, equipment and other real and depreciable tangible personal property  
7 acquired for use at and located at or within such facility and used in connection with  
8 the operation of such facility;  
9 (4) "Governing authority", the body holding primary legislative authority  
10 over a county or incorporated municipality;  
11 (5) "New business facility" shall have the meaning defined in section  
12 135.100, except that the term "lease" as used therein shall not include the leasing of  
13 property defined in paragraph (d) of subdivision (6) of this section;  
14 (6) "Revenue-producing enterprise", means:  
15 (a) Manufacturing activities classified as SICs 20 through 39;  
16 (b) Agricultural activities classified as SIC 025;  
17 (c) Rail transportation terminal activities classified as SIC 4013;  
18 (d) Renting or leasing of residential property to low- and moderate- income  
19 persons as defined in federal law, 42 U.S.C. 5302(a)(20);  
20 (e) Motor freight transportation terminal activities classified as SIC 4231;  
21 (f) Public warehousing and storage activities classified as SICs 422 and 423  
22 except SIC 4221, miniwarehouse warehousing and warehousing self-storage;  
23 (g) Water transportation terminal activities classified as SIC 4491;  
24 (h) Airports, flying fields, and airport terminal services classified as SIC



- 25 4581;
- 26 (i) Wholesale trade activities classified as SICs 50 and 51;
- 27 (j) Insurance carriers activities classified as SICs 631, 632 and 633;
- 28 (k) Research and development activities classified as SIC 873, except 8733;
- 29 (l) Farm implement dealer activities classified as SIC 5999;
- 30 (m) Employment agency activities classified as SIC 7361;
- 31 (n) Computer programming, data processing and other computer-related
- 32 activities classified as SIC 737;
- 33 (o) Health service activities classified as SICs 801, 802, 803, 804, 806, 807,
- 34 8092 and 8093;
- 35 (p) Interexchange telecommunications as defined in subdivision (20) of
- 36 section 386.020, RSMo, or training activities conducted by an interexchange
- 37 telecommunications company as defined in subdivision (19) of section 386.020,
- 38 RSMo;
- 39 (q) Recycling activities classified as SIC 5093;
- 40 (r) Banking activities classified as SICs 602 and 603;
- 41 (s) Office activities as defined in subdivision (8) of section 135.100,
- 42 notwithstanding SIC classification;
- 43 (t) Mining activities classified as SICs 10 through 14;
- 44 (u) The administrative management of any of the foregoing activities; or
- 45 (v) Any combination of any of the foregoing activities;
- 46 (7) "Satellite zone", a noncontiguous addition to an existing state designated
- 47 enterprise zone;
- 48 (8) "SIC", the standard industrial classification as such classifications are
- 49 defined in the 1987 edition of the Standard Industrial Classification Manual as
- 50 prepared by the Executive Office of the President, Office of Management and
- 51 Budget.]
- 2 [135.200. The following terms, whenever used in sections 135.200 to
- 3 135.256, mean: (1) "Department", the department of economic development;
- 4 (2) "Director", the director of the department of economic development;
- 5 (3) "Facility", any building used as a revenue-producing enterprise located
- 6 within an enterprise zone, including the land on which the facility is located and all
- 7 machinery, equipment and other real and depreciable tangible personal property
- 8 acquired for use at and located at or within such facility and used in connection with
- 9 the operation of such facility;
- 10 (4) "Governing authority", the body holding primary legislative authority
- 11 over a county or incorporated municipality;
- 12 (5) "New business facility" shall have the meaning defined in section
- 13 135.100, except that the term "lease" as used therein shall not include the leasing of
- 14 property defined in paragraph (d) of subdivision (6) of this section;
- 15 (6) "Revenue-producing enterprise", means:
- 16 (a) Manufacturing activities classified as SICs 20 through 39;
- (b) Agricultural activities classified as SIC 025;

- 17 (c) Rail transportation terminal activities classified as SIC 4013;  
 18 (d) Renting or leasing of residential property to low and moderate income  
 19 persons as defined in federal law, 42 U.S.C. 5302(a)(20);  
 20 (e) Motor freight transportation terminal activities classified as SIC 4231;  
 21 (f) Public warehousing and storage activities classified as SICs 422 and 423  
 22 except SIC 4221, miniwarehouse warehousing and warehousing self-storage;  
 23 (g) Water transportation terminal activities classified as SIC 4491;  
 24 (h) Wholesale trade activities classified as SICs 50 and 51;  
 25 (i) Insurance carriers activities classified as SICs 631, 632 and 633;  
 26 (j) Research and development activities classified as SIC 873, except 8733;  
 27 (k) Farm implement dealer activities classified as SIC 5999;  
 28 (l) Employment agency activities classified as SIC 7361;  
 29 (m) Computer programming, data processing and other computer-related  
 30 activities classified as SIC 737;  
 31 (n) Health service activities classified as SICs 801, 802, 803, 804, 806, 807,  
 32 8092 and 8093;  
 33 (o) Interexchange telecommunications as defined in subdivision (20) of  
 34 section 386.020, RSMo, or training activities conducted by an interexchange  
 35 telecommunications company as defined in subdivision (19) of section 386.020,  
 36 RSMo;  
 37 (p) Recycling activities classified as SIC 5093;  
 38 (q) Banking activities classified as SICs 602 and 603;  
 39 (r) Office activities as defined in subdivision (8) of section 135.100,  
 40 notwithstanding SIC classification;  
 41 (s) Mining activities classified as SICs 10 through 14;  
 42 (t) The administrative management of any of the foregoing activities; or  
 43 (u) Any combination of any of the foregoing activities;  
 44 (7) "Satellite zone", a noncontiguous addition to an existing state designated  
 45 enterprise zone;  
 46 (8) "SIC", the primary standard industrial classification as such  
 47 classifications are defined in the 1987 edition of the Standard Industrial  
 48 Classification Manual as prepared by the Executive Office of the President, Office  
 49 of Management and Budget. For the purpose of this subdivision, "primary" means  
 50 at least fifty percent of the activities so classified are performed at the new business  
 51 facility during the taxpayer's tax period in which such tax credits are being claimed.]

135.200. The following terms, whenever used in sections 135.200 to [135.256] **135.257**,

2 mean:

- 3 (1) "Department", the department of economic development;  
 4 (2) "Director", the director of the department of economic development;  
 5 (3) "Facility", any building used as a revenue-producing enterprise located within an  
 6 enterprise zone, including the land on which the facility is located and all machinery, equipment  
 7 and other real and depreciable tangible personal property acquired for use at and located at or

8 within such facility and used in connection with the operation of such facility;

9 (4) "Governing authority", the body holding primary legislative authority over a county  
10 or incorporated municipality;

11 (5) "New business facility" shall have the meaning defined in section 135.100, except  
12 that the term "lease" as used therein shall not include the leasing of property defined in paragraph  
13 (d) of subdivision (6) of this section;

14 (6) "Revenue-producing enterprise" means:

15 (a) Manufacturing activities classified as SICs 20 through 39;

16 (b) Agricultural activities classified as SIC 025;

17 (c) Rail transportation terminal activities classified as SIC 4013;

18 (d) Renting or leasing of residential property to low and moderate income persons as  
19 defined in federal law, 42 U.S.C. 5302(a)(20);

20 (e) Motor freight transportation terminal activities classified as SIC 4231;

21 (f) Public warehousing and storage activities classified as SICs 422 and 423 except SIC  
22 4221, miniwarehouse warehousing and warehousing self-storage;

23 (g) Water transportation terminal activities classified as SIC 4491;

24 (h) Wholesale trade activities classified as SICs 50 and 51;

25 (i) Insurance carriers activities classified as SICs 631, 632 and 633;

26 (j) Research and development activities classified as SIC 873, except 8733;

27 (k) Farm implement dealer activities classified as SIC 5999;

28 (l) Employment agency activities classified as SIC 7361;

29 (m) Computer programming, data processing and other computer-related activities  
30 classified as SIC 737;

31 (n) Health service activities classified as SICs 801, 802, 803, 804, 806, 807, 8092 and  
32 8093;

33 (o) Interexchange telecommunications as defined in subdivision [(20)] **(24)** of section  
34 386.020, RSMo, or training activities conducted by an interexchange telecommunications  
35 company as defined in subdivision [(19)] **(23)** of section 386.020, RSMo;

36 (p) Recycling activities classified as SIC 5093;

37 (q) Banking activities classified as SICs 602 and 603;

38 (r) Office activities as defined in subdivision (8) of section 135.100, notwithstanding SIC  
39 classification;

40 (s) Mining activities classified as SICs 10 through 14;

41 (t) Photofinishing laboratory activities classified in SIC 7384 and microfilm recording  
42 and developing services as contained in SIC classification 7389, provided that each such  
43 revenue-producing enterprise employs a minimum of one hundred employees at a single business

44 facility;

45 (u) **Hotel and motel activities located within a federally designated champion**  
46 **community which is located in a city of the fourth classification with a population of more**  
47 **than four thousand located in a county of the third classification without a township form**  
48 **of government and with a population of more than thirteen thousand and less than thirteen**  
49 **thousand eight hundred and classified as SIC 7011 or NAICS 72111. Notwithstanding any**  
50 **other provisions of law to the contrary, hotel and motel activities as defined in this**  
51 **subdivision shall not be eligible for state enterprise zone tax credits but shall be eligible for**  
52 **the real property improvements exemption provided in subsection 1 of section 135.215,**  
53 **regardless of the number of new jobs created and maintained;**

54 (v) The administrative management of any of the foregoing activities; or

55 [(v)] (w) Any combination of any of the foregoing activities;

56

57 **A revenue-producing enterprise which is identified by a SIC classification number includes**  
58 **enterprises with the corresponding classification number in the 1997 edition of the North**  
59 **American Industry Classification System as prepared by the Executive Office of the**  
60 **President of the United States, Office of Management and Budget;**

61 (7) "Satellite zone", a noncontiguous addition to an existing state designated enterprise  
62 zone;

63 (8) "SIC", the standard industrial classification as such classifications are defined in the  
64 1987 edition of the Standard Industrial Classification Manual as prepared by the Executive  
65 Office of the President, Office of Management and Budget.

135.230. 1. The exemption or credit established and allowed by section 135.220 and the  
2 credits allowed and established by subdivisions (1), (2), (3) and (4) of subsection 1 of section  
3 135.225 shall be granted with respect to any new business facility located within an enterprise  
4 zone for a vested period not to exceed ten years following the date upon which the new business  
5 facility commences operation within the enterprise zone and such exemption shall be calculated,  
6 for each succeeding year of eligibility, in accordance with the formulas applied in the initial year  
7 in which the new business facility is certified as such, subject, however, to the limitation that all  
8 such credits allowed in sections 135.225 and 135.235 and the exemption allowed in section  
9 135.220 shall be removed not later than fifteen years after the enterprise zone is designated as  
10 such. No credits shall be allowed pursuant to subdivision (1), (2), (3) or (4) of subsection 1 of  
11 section 135.225 or section 135.235 and no exemption shall be allowed pursuant to section  
12 135.220 unless the number of new business facility employees engaged or maintained in  
13 employment at the new business facility for the taxable year for which the credit is claimed  
14 equals or exceeds two or the new business facility is a revenue-producing enterprise as defined

15 in paragraph (d) of subdivision (6) of section 135.200. In order to qualify for either the  
16 exemption pursuant to section 135.220 or the credit pursuant to subdivision (4) of subsection 1  
17 of section 135.225, or both, it shall be required that at least thirty percent of new business facility  
18 employees, as determined by subsection 4 of section 135.110, meet the criteria established in  
19 section 135.240 or are residents of an enterprise zone or some combination thereof, except  
20 taxpayers who establish a new business facility by operating a revenue-producing enterprise as  
21 defined in paragraph (d) of subdivision (6) of section 135.200 or any taxpayer that is an  
22 insurance company that established a new business facility satisfying the requirements of  
23 subdivision (8) of section 135.100 located within an enterprise zone after June 30, 1993, and  
24 before December 31, 1994, and that employs in excess of three hundred fifty new business  
25 facility employees at such facility each tax period for which the credits allowable pursuant to  
26 subdivisions (1) to (4) of subsection 1 of section 135.225 are claimed shall not be required to  
27 meet such requirement. A new business facility described as SIC 3751 shall be required to  
28 employ fifteen percent of such employees instead of the required thirty percent. For the purpose  
29 of satisfying the thirty-percent requirement, residents must have lived in the enterprise zone for  
30 a period of at least one full calendar month and must have been employed at the new business  
31 facility for at least one full calendar month, and persons qualifying because they meet the  
32 requirements of section 135.240 must have satisfied such requirement at the time they were  
33 employed by the new business facility and must have been employed at the new business facility  
34 for at least one full calendar month. The director may temporarily reduce or waive this  
35 requirement for any business in an enterprise zone with ten or less full-time employees, and for  
36 businesses with eleven to twenty full-time employees this requirement may be temporarily  
37 reduced. No reduction or waiver may be granted for more than one tax period and shall not be  
38 renewable. The exemptions allowed in sections 135.215 and 135.220 and the credits allowed  
39 in sections 135.225 and 135.235 and the refund established and authorized in section 135.245  
40 shall not be allowed to any "public utility", as such term is defined in section 386.020, RSMo.  
41 **For the purposes of achieving the fifteen-percent employment requirement set forth in this**  
42 **subsection, a new business facility described as SIC 3751 may count employees who were**  
43 **residents of the enterprise zone at the time they were employed by the new business facility**  
44 **and for at least ninety days thereafter, regardless of whether such employees continue to**  
45 **reside in the enterprise zone, so long as the employees remain employed by the new**  
46 **business facility and residents of the state of Missouri.**

47 2. Notwithstanding the provisions of subsection 1 of this section, motor carriers, barge  
48 lines or railroads engaged in transporting property for hire or any interexchange  
49 telecommunications company that establish a new business facility shall be eligible to qualify  
50 for the exemptions allowed in sections 135.215 and 135.220, and the credits allowed in sections

51 135.225 and 135.235 and the refund established and authorized in section 135.245, except that  
52 trucks, truck-trailers, truck semitrailers, rail or barge vehicles or other rolling stock for hire,  
53 track, switches, bridges, barges, tunnels, rail yards and spurs shall not constitute new business  
54 facility investment nor shall truck drivers or rail or barge vehicle operators constitute new  
55 business facility employees.

56 3. Notwithstanding any other provision of sections 135.200 to 135.256 to the contrary,  
57 motor carriers establishing a new business facility on or after January 1, 1993, but before January  
58 1, 1995, may qualify for the tax credits available pursuant to sections 135.225 and 135.235 and  
59 the exemption provided in section 135.220, even if such new business facility has not satisfied  
60 the employee criteria, provided that such taxpayer employs an average of at least two hundred  
61 persons at such facility, exclusive of truck drivers and provided that such taxpayer maintains an  
62 average investment of at least ten million **dollars** at such facility, exclusive of rolling stock,  
63 during the tax period for which such credits and exemption are being claimed.

64 4. Any governing authority having jurisdiction of an area that has been designated an  
65 enterprise zone may petition the department to expand the boundaries of such existing enterprise  
66 zone. The director may approve such expansion if the director finds that:

67 (1) The area to be expanded meets the requirements prescribed in section 135.207 or  
68 135.210, whichever is applicable;

69 (2) The area to be expanded is contiguous to the existing enterprise zone; **and**

70 (3) The number of expansions do not exceed three after August 28, 1994.

71 5. Notwithstanding the fifteen-year limitation as prescribed in subsection 1 of this  
72 section, any governing authority having jurisdiction of an area that has been designated as an  
73 enterprise zone by the director, except one designated pursuant to this subsection, may file a  
74 petition, as prescribed by the director, for redesignation of such area for an additional period not  
75 to exceed seven years following the fifteenth anniversary of the enterprise zone's initial  
76 designation date; provided:

77 (1) The petition is filed with the director within three years prior to the date the tax  
78 credits authorized in sections 135.225 and 135.235 and the exemption allowed in section  
79 135.220 are required to be removed pursuant to subsection 1 of this section;

80 (2) The governing authority identifies and conforms the boundaries of the area to be  
81 designated a new enterprise zone to the political boundaries established by the latest decennial  
82 census, unless otherwise approved by the director;

83 (3) The area satisfies the requirements prescribed in subdivisions (3), (4) and (5) of  
84 section 135.205 according to the latest decennial census or other appropriate source as approved  
85 by the director;

86 (4) The governing authority satisfies the requirements prescribed in sections 135.210,

87 135.215 and 135.255;

88 (5) The director finds that the area is unlikely to support reasonable tax assessment or  
89 to experience reasonable economic growth without such designation; and

90 (6) The director's recommendation that the area be designated as an enterprise zone, is  
91 approved by the joint committee on economic development policy and planning, as otherwise  
92 required in subsection 3 of section 135.210.

93 6. Any taxpayer having established a new business facility in an enterprise zone except  
94 one designated pursuant to subsection 5 of this section, who did not earn the tax credits  
95 authorized in sections 135.225 and 135.235 and the exemption allowed in section 135.220 for  
96 the full ten-year period because of the fifteen-year limitation as prescribed in subsection 1 of this  
97 section, shall be granted such benefits for ten tax years, less the number of tax years the benefits  
98 were claimed or could have been claimed prior to the expiration of the original fifteen-year  
99 period, except that such tax benefits shall not be earned for more than seven tax periods during  
100 the ensuing seven-year period, provided the taxpayer continues to operate the new business  
101 facility in an area that is designated an enterprise zone pursuant to subsection 5 of this section.  
102 Any taxpayer who establishes a new business facility subsequent to the commencement of the  
103 ensuing seven-year period, as authorized in subsection 5 of this section, may qualify for the tax  
104 credits authorized in sections 135.225 and 135.235, and the exemptions authorized in sections  
105 135.215 and 135.220, pursuant to the same terms and conditions as prescribed in sections  
106 135.100 to 135.256. The designation of any enterprise zone pursuant to subsection 5 of this  
107 section shall not be subject to the fifty enterprise zone limitation imposed in subsection 4 of  
108 section 135.210.

**135.406. Notwithstanding sections 135.403 and 135.405, no more than one million  
2 dollars of the total amount of Missouri small business tax credits available for qualified  
3 investments in Missouri small businesses shall be used and made available for qualified  
4 investments in Missouri small businesses, which are enterprises which consist of one or  
5 more establishments assigned a SIC code of 8731 and the results of the activities of which  
6 are designed to be used by establishments assigned a SIC code of 2834, engaged solely in  
7 pharmaceutical research and development; but in the event this one million dollar set aside  
8 is not used in its entirety by September first of any year, the balance of the credit may be  
9 used by other entities qualifying for tax credits under the capital tax credit program as  
10 defined in sections 135.400 to 135.430. The limitations of subsection 2 of section 135.403  
11 and section 135.405 upon the amounts of qualified investments, the aggregate of tax credits  
12 authorized and the maximum tax credits which may be evidenced by certificates of tax  
13 credit issued or owned by a single taxpayer shall not apply to amounts allocated by this  
14 section. The director shall give preference in issuing certificates of tax credit to applicants**

15 **under this section.**

214.030. The cemetery lots owned by such **county**, city, town or village shall be  
2 conveyed by deed signed by the mayor **or presiding commissioner** of said **county**, city, town  
3 or village, duly attested by the [city] clerk **of such county, city, town or village, or other officer**  
4 **performing the duties of clerk**, and shall vest in the purchaser, his or her heirs and assigns, a  
5 right in fee simple to such lot for the sole purpose of interment [under] **pursuant to** the  
6 regulations of the council **or commission**, **except that such fee simple right may be revested**  
7 **in the county, city, town or village pursuant to section 214.035.**

**214.035. 1. For purposes of this section, the term "lot owner" means the purchaser**  
2 **of the cemetery lot or such purchaser's heirs, administrators, trustees, legatees, devisees,**  
3 **or assigns.**

4 **2. Whenever a county, city, town or village has acquired real estate for the purpose**  
5 **of maintaining a cemetery or has acquired a cemetery from a cemetery association, and**  
6 **such county, city, town or village or its predecessor in title has conveyed any platted lot or**  
7 **designated piece of ground within the area of such cemetery, and the governing body of**  
8 **such county, city, town or village is the governing body of such cemetery pursuant to**  
9 **section 214.010, the title to any conveyed platted lots or designated pieces of ground, other**  
10 **than ground in which dead human remains are actually buried and all ground within two**  
11 **feet thereof, may be revested in the county, city, town or village in the following manner**  
12 **and subject to the following conditions:**

13 **(1) No interment shall have been made in the lot and the title to such lot shall have**  
14 **been vested in the present owner for a period of at least fifty years prior to the**  
15 **commencement of any proceedings pursuant to this section;**

16 **(2) If the lot owner of any cemetery lot is a resident of the county where the**  
17 **cemetery is located, the governing body shall cause to be served upon such lot owner a**  
18 **notice that proceedings have been initiated to revest the title of such lot in the county, city,**  
19 **town or village and that such lot owner may within the time provided by the notice file with**  
20 **the clerk or other officer performing the duties of clerk of such county, city, town or**  
21 **village, as applicable, a statement in writing explaining how rights in the cemetery lot were**  
22 **acquired and such person's desire to claim such rights in the lot. The notice shall be served**  
23 **in the manner provided for service of summons in a civil case and shall provide a period**  
24 **of not less than thirty days in which the statement can be filed. If the governing body**  
25 **ascertains that the statement filed by the lot owner is correct and the statement contains**  
26 **a claim asserting the rights of the lot owner in the lot, all proceedings by the governing**  
27 **body to revest title of the lot in the county, city, town or village shall be null and void and**  
28 **such proceedings shall be summarily terminated by the governing body as to the lots**



29 identified in the statement;

30       (3) If it is determined by the return of the sheriff of the county in which the  
31 cemetery is located that the lot owner is not a resident of the county and cannot be found  
32 in the county, the governing body may cause the notice required by subdivision (2) of this  
33 subsection to be published once each week for two consecutive weeks in a newspaper of  
34 general circulation within the county, city, town or village. Such notice shall contain a  
35 general description of the title revestment proceedings to be undertaken by the governing  
36 body pursuant to this section, lot numbers and descriptions and lot owners' names. In  
37 addition, the notice shall notify the lot owner that such lot owner may, within the time  
38 provided, file with the clerk or other officer performing the duties of a clerk a statement  
39 setting forth how such lot owner acquired rights in the cemetery lot and that such lot  
40 owner desires to assert such rights. If the governing body ascertains that the statement  
41 filed by the lot owner is correct and the statement contains a claim asserting the rights of  
42 the lot owner in the lot, all proceedings by the governing body to revest title to the lot in the  
43 county, city, town or village shall be null and void and such proceedings shall be summarily  
44 terminated by the governing body as to the lots identified in the statement;

45       (4) All notices, with proofs of service, mailing and publication of such notices, and  
46 all ordinances or other resolutions adopted by the governing body relative to these  
47 revestment proceedings shall be made a part of the records of such governing body;

48       (5) Upon expiration of the period of time allowed for the filing of statements by lot  
49 owners as contained in the notice served personally, by mail or published, all parties who  
50 fail to file with the clerk, or other officer performing the duties of clerk in such county, city,  
51 town or village, their statement asserting their rights in the cemetery lots shall be deemed  
52 to have abandoned their rights and claims in the lot, and the governing body may bring an  
53 action in the circuit court of the county in which the cemetery is located against all lot  
54 owners in default, joining as many parties so in default as it may desire in one action, to  
55 have the rights of the parties in such lots or parcels terminated and the property restored  
56 to the governing body of such cemetery free of any right, title or interest of all such  
57 defaulting parties or their heirs, administrators, trustees, legatees, devisees or assigns.  
58 Such action in all other respects shall be brought and determined in the same manner as  
59 ordinary actions to determine title to real estate;

60       (6) In all such cases the fact that the grantee, holder or lot owner has not, for a term  
61 of more than fifty successive years, had occasion to make an interment in the cemetery lot  
62 and the fact that such grantee, holder or lot owner did not upon notification assert a claim  
63 in such lot, pursuant to this section, shall be prima facie evidence that the party has  
64 abandoned any rights such party may have had in such lot;

65           **(7) A certified copy of the judgments in such actions quieting title may be filed in**  
66 **the office of the recorder of deeds in and for the county in which the cemetery is situated;**

67           **(8) All notices and all proceedings pursuant to this section shall distinctly describe**  
68 **the portion of such cemetery lot unused for burial purposes and the county, city, town or**  
69 **village shall leave sufficient ingress to, and egress from, any grave upon the lot, either by**  
70 **duly dedicated streets or alleys in the cemetery, or by leaving sufficient amounts of the**  
71 **unused portions of the cemetery for such purposes;**

72           **(9) This section shall not apply to any lot in any cemetery where a perpetual care**  
73 **contract has been entered into between such cemetery, the county, city, town or village and**  
74 **the owner of such lot;**

75           **(10) Compliance with the terms of this section shall as fully revest the county, city,**  
76 **town or village with, and divest the lot owner of record of, the title to such portions of such**  
77 **cemetery lot unused for burial purposes as though the lot had never been conveyed to any**  
78 **person, and such county, city, town or village, shall have, hold and enjoy such unclaimed**  
79 **portions of such lots for its own uses and purposes, subject to the laws of this state, and to**  
80 **the charter, ordinances and rules of such cemetery and the county, city, town or village.**

227.010. 1. The definitions of the terms "civil subdivision", "commission",  
2 "commissioner", "engineer", "municipality", "state highway" and "hard-surfaced road" as  
3 provided by section 226.010, RSMo, shall apply to such terms as used in this chapter.

4           **2. Whenever in this chapter the following words or terms are used, they shall be**  
5 **deemed and taken to have the meaning ascribed to them as follows:**

6           **(1) "Freeway", a divided highway with full control of access;**

7           **(2) "Traveled way", the through traffic lanes, including exit and entrance drives**  
8 **and acceleration/deceleration lanes, improved shoulders and all other paved areas of the**  
9 **state highway;**

10           **(3) "Weekend directional sign", a free-standing sign located outside of the traveled**  
11 **way with a face not larger than four square feet and not taller than four feet in height from**  
12 **the ground to the top of the sign, indicating the location and/or direction of real property**  
13 **for sale or lease and other information related to the sale or lease of real property, and**  
14 **displayed only between the hours of sunrise on Saturdays through sunset on Sundays.**

227.230. 1. The commission is authorized to let the privilege of erecting, constructing  
2 and maintaining (during the period for which such privilege may be let) marking signs, guide  
3 boards and danger or warning signals with advertisements thereon, on and along the state  
4 highway system, at such points and places as may be designated by the commission, and all  
5 money received for such privilege shall be paid into the state treasury to the credit of the state  
6 road fund and may be used for maintenance purposes on the state highway system.

7           **2. Notwithstanding any law to the contrary, in any city not within a county, any**  
8 **county of the first classification with a population of more than nine hundred thousand,**  
9 **any county of the first classification with a population of more than one hundred seventy**  
10 **thousand and less than two hundred five thousand, any county of the third classification**  
11 **with a population of more than nineteen thousand five hundred and less than twenty**  
12 **thousand, any county of the first classification with a charter form of government and a**  
13 **population of less than two hundred fifty thousand, and any county of the first**  
14 **classification with a population of more than eighty thousand and less than eighty-three**  
15 **thousand, all according to the 1990 federal decennial census, any person or entity may**  
16 **erect weekend directional signs upon any portion of the right-of-way of a state highway**  
17 **which is not part of either the traveled way or a part of the right-of-way of any freeway,**  
18 **without charge and without consent of the commission; provided the weekend directional**  
19 **signs are not posted in a manner that obstructs or otherwise interferes with any traffic**  
20 **sign, traffic signal, traffic device, or with any motor vehicle operator's view of vehicular**  
21 **or pedestrian traffic.**

247.165. 1. Whenever all or any part of a territory located within a public water  
2 supply district organized pursuant to sections 247.010 to 247.220 is included by annexation  
3 within the corporate limits of a municipality, but is not receiving water service from such  
4 district or such municipality at the time of such annexation, the municipality and the board  
5 of directors of the district may, within six months after such annexation becomes effective,  
6 develop an agreement to provide water service to the annexed territory. Such an  
7 agreement may also be developed within six months after the effective date of this section  
8 for territory that was annexed between January 1, 1999, and the effective date of this  
9 section but was not receiving water service from such district or such municipality on the  
10 effective date of this section. For the purposes of this section, "not receiving water service"  
11 shall mean that no water is being sold within the annexed territory by such district or  
12 municipality. If the municipality and district reach an agreement that detaches any  
13 territory from such district, the agreement shall be submitted to the circuit court originally  
14 incorporating such district, and the court shall make an order and judgment detaching the  
15 territory described in the agreement from the remainder of the district and stating the  
16 boundary lines of the district after such detachment. The court shall also make any  
17 changes in subdistrict boundary lines it deems necessary to meet the requirements of  
18 sections 247.110 to 247.227. Such subdistrict lines shall not become effective until the next  
19 election after the effective date of the agreement. At such time that the court's order and  
20 judgment becomes final, the clerk of the circuit court shall file certified copies of such  
21 order and judgment with the secretary of state and with the recorder of deeds and the

22 county clerk of the county or counties in which the district is located. If an agreement is  
23 developed between a municipality and a water district pursuant to this subsection,  
24 subsections 2 to 8 of this section shall not apply to such agreement.

25       **2. In any case in which the board of directors of such district and such municipality**  
26 **cannot reach such an agreement, an application may be made by the district or the**  
27 **municipality to the circuit court originally incorporating such district, requesting that**  
28 **three commissioners develop such an agreement. Such application shall include the name**  
29 **of one commissioner appointed by the applying party. The second party shall appoint one**  
30 **commissioner within thirty days of the service of the application upon the second party.**  
31 **If the second party fails to appoint a commissioner within such time period, the court shall**  
32 **appoint a commissioner on the behalf of the second party. Such two named commissioners**  
33 **may agree to appoint a third disinterested commissioner within thirty days after the**  
34 **appointment of the second commissioner. In any case in which such two commissioners**  
35 **cannot agree on or fail to make the appointment of the third disinterested commissioner**  
36 **within thirty days after the appointment of the second commissioner, the court shall**  
37 **appoint the third disinterested commissioner.**

38       **3. Upon the filing of such application and the appointment of three such**  
39 **commissioners, the court shall set a time for one or more hearings and shall order a public**  
40 **notice including the nature of the application, the annexed area affected, the names of the**  
41 **commissioners, and the time and place of such hearings, to be published for three weeks**  
42 **consecutively in a newspaper published in the county in which the application is pending,**  
43 **the last publication to be not more than seven days before the date set for the first hearing.**

44       **4. The commissioners shall develop an agreement between the district and the**  
45 **municipality to provide water service to the annexed territory. In developing the**  
46 **agreement, the commissioners shall consider information presented to them at hearings**  
47 **and any other information at their disposal including, but not limited to:**

48       **(1) The estimated future loss of revenue and costs for the water district related to**  
49 **the agreement;**

50       **(2) The amount of indebtedness of the water district within the annexed territory;**

51       **(3) Any contractual obligations of the water district within the annexed area; and**

52       **(4) The effect of the agreement on the water rates of the district.**

53  
54 **Such agreement shall also include a recommendation for the apportionment of court costs,**  
55 **including reasonable compensation for the commissioners, between the municipality and**  
56 **the water district.**

57       **5. If the court finds that the agreement provides for necessary water service in the**

58 **annexed territory, then such agreement shall be fully effective upon approval by the court.**  
59 **The court shall also review the recommended apportionment of court costs and the**  
60 **reasonable compensation for the commissioners and affirm or modify such**  
61 **recommendations.**

62 **6. The order and judgment of the court shall be subject to appeal as provided by**  
63 **law.**

64 **7. If the court approves a detachment as part of the territorial agreement, it shall**  
65 **make its order and judgment detaching the territory described in the petition from the**  
66 **remainder of the district and stating the boundary lines of the district after such**  
67 **detachment. The court shall also make any changes in subdistrict boundary lines it deems**  
68 **necessary to meet the requirements of sections 247.110 to 247.227. Any subdistrict lines**  
69 **shall not become effective until the next annual regular election.**

70 **8. At such time that the court's order and judgment becomes final, the clerk of the**  
71 **circuit court shall file certified copies of such order and judgment with the secretary of**  
72 **state and with the recorder of deeds and the county clerk of the county or counties in which**  
73 **the district is located.**

2 [247.224. Any person who resides within the boundary of a public water  
3 supply district located in any county of the first classification with a population of  
4 more than eighty thousand and less than eighty-three thousand inhabitants and who  
5 is unable to receive services from such district due to the district's failure to provide  
6 such services may elect to be removed from such district by sending a written and  
7 signed request for removal via certified mail to the district. The district shall, upon  
8 receipt of such request, remove such resident from the district. If the resident elects  
9 to be removed from the district, the resident shall compensate the district for any  
10 costs incurred by the district for such resident's removal from the district and for any  
11 attempts by the district to provide service to such resident prior to the certified date  
that the district received the request for removal.]

2 **347.189. Any limited liability company that owns and rents or leases real property, or**  
3 **owns unoccupied real property, located within any home rule city with a population of more**  
4 **than four hundred thousand inhabitants which is located in more than one county, shall file with**  
5 **that city's clerk an affidavit listing the name and address of at least one person, who has**  
6 **management control and responsibility for the real property owned and leased or rented by the**  
7 **limited liability company, or owned by the limited liability company and unoccupied.**